

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6786
BILL NUMBER: SB 201

NOTE PREPARED: Apr 8, 2003
BILL AMENDED:

SUBJECT: Land Use.

FIRST AUTHOR: Sen. Clark
FIRST SPONSOR: Rep. Stevenson

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill specifies that review of a land use decision of a legislative body or the board of zoning appeals by certiorari is initiated by filing a petition with the court. It sets forth the persons that a remonstrator must notify of the filing of a petition for writ of certiorari. The bill also provides that an adverse party is not required to be named as a party to the petition for writ of certiorari.

Effective Date: July 1, 2003.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: This bill provides an additional specification of which persons should be served notices by the county sheriff. County sheriff offices receive a \$3 fee for serving notices. If additional notices are required due to this provision of the bill, the county sheriff would likely be able to recover any expenses incurred in serving additional notices. The petitioner is responsible for paying the fee for delivery of notices by a sheriff.

The bill also provides that petitions for writ of certiorari are to be filed, rather than presented, to the court, and that adverse parties do not need to be named on the petition. These provisions do not have an impact on local expenditures.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Trial courts; County Sheriff Offices.

Information Sources: Indiana Sheriffs Association.

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